

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office. JUN 11 1991

Returned to applicant for correction. _____

Corrected application filed. _____ Map filed JUN 29 1990 under 54827

The applicant Elko Land & Livestock Company, a Nevada Corporation
P.O. Box 220 of Battle Mountain
Street and No. or P.O. Box No. City or Town
Nevada 89820 hereby make S application for permission to change the
State and Zip Code No.
point of diversion & place of use of a portion
Point of diversion, manner of use, and/or place of use
of water heretofore appropriated under Permit 34772
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and
identify right in Decree.

1. The source of water is underground
Name of stream, lake, underground spring or other source.
2. The amount of water to be changed 1.11 cfs
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for irrigation & domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for irrigation & domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 11, T.34N., R.48E., MDM at
Describe as being within a 40-acre subdivision of public survey and by course and
a point from which the NE Corner of Section 2, T.34N., R.48E., MDM bears N
distance to a section corner. If on unsurveyed land, it should be stated.
16° 21' 43" E, a distance of 5785.85 feet
6. The existing permitted point of diversion is located within SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 10, T.33N., R.49E., MDM
If point of diversion is not changed, do not answer.
at a point from which the East $\frac{1}{4}$ Corner of said Section 10 bears S 88° 28' 13"
E a distance of 1760.63 feet
7. Proposed place of use Within Sections 24,25,26,35,36 of T35N, R48E, MDM; Within
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
Sections 19,20,21,28,29
30,31,32 of T35N, R49E, MDM; Within Sections 1,2,3,10,11,12,13,14,15,16,21,22,23,
26,27 of T34N, R48E, MDM 1088.09 acres within the proposed place of use
8. Existing place of use See Attachment "A"
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
manner of use of irrigation permit, describe acreage to be removed from irrigation.
9. Use will be from January 1 to December 31 of each year.
Month and Day Month and Day
10. Use was permitted from January 1 to December 31 of each year.
Month and Day Month and Day
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works.) a drilled & cased well equipped with
State manner in which water is to be diverted, i.e. diversion structure,
motor pump & pipeline to the place of use
ditches, pipes and flumes, or drilled well, etc.
12. Estimated cost of works \$60,000.00
13. Estimated time required to construct works 5 years

14. Estimated time required to complete the application of water to beneficial use 7 years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

Use map filed under Permit 54827 for the proposed point of diversion
& place of use

Compared bc/bc

Protested

By s/Michael D. Buschelman
Michael D. Buschelman - Agent
5405 Mae Anne Avenue
Reno, Nevada 89523

APR 13 2005
JUL 08 2004

WITHDRAWN BY APPLICANT

OF STATE ENGINEER

Inducci, P.E.

STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

cam

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed _____ cubic feet per second.

Work must be prosecuted with reasonable diligence and be completed on or before _____

Proof of completion of work shall be filed before _____

Application of water to beneficial use shall be made on or before _____

Proof of the application of water to beneficial use shall be filed on or before _____

Map in support of proof of beneficial use shall be filed on or before _____

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

IN TESTIMONY WHEREOF, I, _____,
 State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this _____ day of _____,

A.D. 19 _____

State Engineer



ATTACHMENT "A"
EXISTING PLACE OF USE

PAGE 1 OF 2

8.58 ACRES	NW $\frac{1}{4}$ SW $\frac{1}{4}$	SECTION 1	T33N, R49E, MDM
8.58 ACRES	NE $\frac{1}{4}$ SW $\frac{1}{4}$	SECTION 1	T33N, R49E, MDM
8.58 ACRES	SE $\frac{1}{4}$ SW $\frac{1}{4}$	SECTION 1	T33N, R49E, MDM
8.58 ACRES	SW $\frac{1}{4}$ SW $\frac{1}{4}$	SECTION 1	T33N, R49E, MDM
8.58 ACRES	NW $\frac{1}{4}$ SW $\frac{1}{4}$	SECTION 2	T33N, R49E, MDM
8.58 ACRES	NE $\frac{1}{4}$ SW $\frac{1}{4}$	SECTION 2	T33N, R49E, MDM
8.58 ACRES	SE $\frac{1}{4}$ SW $\frac{1}{4}$	SECTION 2	T33N, R49E, MDM
8.58 ACRES	SW $\frac{1}{4}$ SW $\frac{1}{4}$	SECTION 2	T33N, R49E, MDM
8.58 ACRES	NW $\frac{1}{4}$ SE $\frac{1}{4}$	SECTION 2	T33N, R49E, MDM
8.58 ACRES	NE $\frac{1}{4}$ SE $\frac{1}{4}$	SECTION 2	T33N, R49E, MDM
8.58 ACRES	SE $\frac{1}{4}$ SE $\frac{1}{4}$	SECTION 2	T33N, R49E, MDM
8.58 ACRES	SW $\frac{1}{4}$ SE $\frac{1}{4}$	SECTION 2	T33N, R49E, MDM
9.45 ACRES	NW $\frac{1}{4}$ SE $\frac{1}{4}$	SECTION 3	T33N, R49E, MDM
7.14 ACRES	NE $\frac{1}{4}$ SE $\frac{1}{4}$	SECTION 3	T33N, R49E, MDM
6.27 ACRES	SE $\frac{1}{4}$ SE $\frac{1}{4}$	SECTION 3	T33N, R49E, MDM
7.88 ACRES	SW $\frac{1}{4}$ SE $\frac{1}{4}$	SECTION 3	T33N, R49E, MDM
8.58 ACRES	NW $\frac{1}{4}$ NE $\frac{1}{4}$	SECTION 10	T33N, R49E, MDM
8.58 ACRES	NE $\frac{1}{4}$ NE $\frac{1}{4}$	SECTION 10	T33N, R49E, MDM
8.58 ACRES	SE $\frac{1}{4}$ NE $\frac{1}{4}$	SECTION 10	T33N, R49E, MDM
8.58 ACRES	SW $\frac{1}{4}$ NE $\frac{1}{4}$	SECTION 10	T33N, R49E, MDM
8.58 ACRES	NW $\frac{1}{4}$ SE $\frac{1}{4}$	SECTION 10	T33N, R49E, MDM
8.58 ACRES	NE $\frac{1}{4}$ SE $\frac{1}{4}$	SECTION 10	T33N, R49E, MDM
8.58 ACRES	SE $\frac{1}{4}$ SE $\frac{1}{4}$	SECTION 10	T33N, R49E, MDM
8.58 ACRES	SW $\frac{1}{4}$ SE $\frac{1}{4}$	SECTION 10	T33N, R49E, MDM
0.70 ACRES	NW $\frac{1}{4}$ NW $\frac{1}{4}$	SECTION 11	T33N, R49E, MDM
38.73 ACRES	NE $\frac{1}{4}$ NW $\frac{1}{4}$	SECTION 11	T33N, R49E, MDM
38.85 ACRES	SE $\frac{1}{4}$ NW $\frac{1}{4}$	SECTION 11	T33N, R49E, MDM
11.16 ACRES	SW $\frac{1}{4}$ NW $\frac{1}{4}$	SECTION 11	T33N, R49E, MDM
10.80 ACRES	NW $\frac{1}{4}$ NE $\frac{1}{4}$	SECTION 11	T33N, R49E, MDM
9.39 ACRES	NE $\frac{1}{4}$ NE $\frac{1}{4}$	SECTION 11	T33N, R49E, MDM
9.37 ACRES	SE $\frac{1}{4}$ NE $\frac{1}{4}$	SECTION 11	T33N, R49E, MDM
11.12 ACRES	SW $\frac{1}{4}$ NE $\frac{1}{4}$	SECTION 11	T33N, R49E, MDM
8.07 ACRES	NW $\frac{1}{4}$ SE $\frac{1}{4}$	SECTION 11	T33N, R49E, MDM
8.97 ACRES	NE $\frac{1}{4}$ SE $\frac{1}{4}$	SECTION 11	T33N, R49E, MDM
8.61 ACRES	SE $\frac{1}{4}$ SE $\frac{1}{4}$	SECTION 11	T33N, R49E, MDM
8.25 ACRES	SW $\frac{1}{4}$ SE $\frac{1}{4}$	SECTION 11	T33N, R49E, MDM
8.65 ACRES	NW $\frac{1}{4}$ SW $\frac{1}{4}$	SECTION 11	T33N, R49E, MDM
8.36 ACRES	NE $\frac{1}{4}$ SW $\frac{1}{4}$	SECTION 11	T33N, R49E, MDM
8.16 ACRES	SE $\frac{1}{4}$ SW $\frac{1}{4}$	SECTION 11	T33N, R49E, MDM
8.56 ACRES	SW $\frac{1}{4}$ SW $\frac{1}{4}$	SECTION 11	T33N, R49E, MDM
8.58 ACRES	NW $\frac{1}{4}$ NW $\frac{1}{4}$	SECTION 12	T33N, R49E, MDM
8.58 ACRES	NE $\frac{1}{4}$ NW $\frac{1}{4}$	SECTION 12	T33N, R49E, MDM
8.58 ACRES	SE $\frac{1}{4}$ NW $\frac{1}{4}$	SECTION 12	T33N, R49E, MDM
8.58 ACRES	SW $\frac{1}{4}$ NW $\frac{1}{4}$	SECTION 12	T33N, R49E, MDM
8.58 ACRES	NW $\frac{1}{4}$ SW $\frac{1}{4}$	SECTION 12	T33N, R49E, MDM
8.58 ACRES	NE $\frac{1}{4}$ SW $\frac{1}{4}$	SECTION 12	T33N, R49E, MDM
8.58 ACRES	SE $\frac{1}{4}$ SW $\frac{1}{4}$	SECTION 12	T33N, R49E, MDM
8.58 ACRES	SW $\frac{1}{4}$ SW $\frac{1}{4}$	SECTION 12	T33N, R49E, MDM

160.00 ACRES	NW $\frac{1}{4}$	SECTION 13	T33N, R49E, MDM
8.38 ACRES	NW $\frac{1}{4}$ NW $\frac{1}{4}$	SECTION 14	T33N, R49E, MDM
7.82 ACRES	NE $\frac{1}{4}$ NW $\frac{1}{4}$	SECTION 14	T33N, R49E, MDM
8.05 ACRES	SE $\frac{1}{4}$ NW $\frac{1}{4}$	SECTION 14	T33N, R49E, MDM
8.95 ACRES	SW $\frac{1}{4}$ NW $\frac{1}{4}$	SECTION 14	T33N, R49E, MDM
7.44 ACRES	NW $\frac{1}{4}$ NE $\frac{1}{4}$	SECTION 14	T33N, R49E, MDM
8.38 ACRES	NE $\frac{1}{4}$ NE $\frac{1}{4}$	SECTION 14	T33N, R49E, MDM
8.92 ACRES	SE $\frac{1}{4}$ NE $\frac{1}{4}$	SECTION 14	T33N, R49E, MDM
8.26 ACRES	SW $\frac{1}{4}$ NE $\frac{1}{4}$	SECTION 14	T33N, R49E, MDM
8.10 ACRES	NW $\frac{1}{4}$ SE $\frac{1}{4}$	SECTION 14	T33N, R49E, MDM
8.99 ACRES	NE $\frac{1}{4}$ SE $\frac{1}{4}$	SECTION 14	T33N, R49E, MDM
8.81 ACRES	SE $\frac{1}{4}$ SE $\frac{1}{4}$	SECTION 14	T33N, R49E, MDM
7.81 ACRES	SW $\frac{1}{4}$ SE $\frac{1}{4}$	SECTION 14	T33N, R49E, MDM
7.31 ACRES	NW $\frac{1}{4}$ SW $\frac{1}{4}$	SECTION 14	T33N, R49E, MDM
6.72 ACRES	NE $\frac{1}{4}$ SW $\frac{1}{4}$	SECTION 14	T33N, R49E, MDM
7.40 ACRES	SE $\frac{1}{4}$ SW $\frac{1}{4}$	SECTION 14	T33N, R49E, MDM
8.96 ACRES	SW $\frac{1}{4}$ SW $\frac{1}{4}$	SECTION 14	T33N, R49E, MDM
8.58 ACRES	NW $\frac{1}{4}$ NE $\frac{1}{4}$	SECTION 15	T33N, R49E, MDM
8.58 ACRES	NE $\frac{1}{4}$ NE $\frac{1}{4}$	SECTION 15	T33N, R49E, MDM
8.58 ACRES	SE $\frac{1}{4}$ NE $\frac{1}{4}$	SECTION 15	T33N, R49E, MDM
8.58 ACRES	SW $\frac{1}{4}$ NE $\frac{1}{4}$	SECTION 15	T33N, R49E, MDM
8.58 ACRES	NW $\frac{1}{4}$ SE $\frac{1}{4}$	SECTION 15	T33N, R49E, MDM
8.58 ACRES	NE $\frac{1}{4}$ SE $\frac{1}{4}$	SECTION 15	T33N, R49E, MDM
8.58 ACRES	SE $\frac{1}{4}$ SE $\frac{1}{4}$	SECTION 15	T33N, R49E, MDM
8.58 ACRES	SW $\frac{1}{4}$ SE $\frac{1}{4}$	SECTION 15	T33N, R49E, MDM
8.58 ACRES	NW $\frac{1}{4}$ NE $\frac{1}{4}$	SECTION 22	T33N, R49E, MDM
8.58 ACRES	NE $\frac{1}{4}$ NE $\frac{1}{4}$	SECTION 22	T33N, R49E, MDM
8.58 ACRES	SE $\frac{1}{4}$ NE $\frac{1}{4}$	SECTION 22	T33N, R49E, MDM
8.58 ACRES	SW $\frac{1}{4}$ NE $\frac{1}{4}$	SECTION 22	T33N, R49E, MDM
8.25 ACRES	NW $\frac{1}{4}$ NW $\frac{1}{4}$	SECTION 23	T33N, R49E, MDM
7.70 ACRES	NE $\frac{1}{4}$ NW $\frac{1}{4}$	SECTION 23	T33N, R49E, MDM
8.00 ACRES	SE $\frac{1}{4}$ NW $\frac{1}{4}$	SECTION 23	T33N, R49E, MDM
9.03 ACRES	SW $\frac{1}{4}$ NW $\frac{1}{4}$	SECTION 23	T33N, R49E, MDM
40.00 ACRES	NW $\frac{1}{4}$ NE $\frac{1}{4}$	SECTION 23	T33N, R49E, MDM
40.00 ACRES	NE $\frac{1}{4}$ NE $\frac{1}{4}$	SECTION 23	T33N, R49E, MDM
40.00 ACRES	SE $\frac{1}{4}$ NE $\frac{1}{4}$	SECTION 23	T33N, R49E, MDM
40.00 ACRES	SW $\frac{1}{4}$ NE $\frac{1}{4}$	SECTION 23	T33N, R49E, MDM
8.63 ACRES	NW $\frac{1}{4}$ SW $\frac{1}{4}$	SECTION 23	T33N, R49E, MDM
7.84 ACRES	NE $\frac{1}{4}$ SW $\frac{1}{4}$	SECTION 23	T33N, R49E, MDM
7.95 ACRES	SE $\frac{1}{4}$ SW $\frac{1}{4}$	SECTION 23	T33N, R49E, MDM
8.70 ACRES	SW $\frac{1}{4}$ SW $\frac{1}{4}$	SECTION 23	T33N, R49E, MDM

A TOTAL OF 1088.09 ACRES TO TO REMOVED FROM IRRIGATION
IN MACK FIELD AND MOVED TO THE PROPOSED PLACE OF USE.